IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

WP(C).No. 9288 of 2007(E)

PETITIONER:

HAXALAL, S/O. SUKUMARAN, AGED 47 YEARS,
MUKALIL KUTTIYIL VEEDU, KUDASSANADU MURI,
PALAMEL VILLAGE, MAVELIKKARA TALUK, ALAPPUZHA DT.,
NOW RESIDING AT SULEKHA MANZIL, PANDALAM - WORKING
PARTNER OF M/S. M.S.FULES, MARARIKKULAM SOUTH,
ALAPPUZHA DISTRICT.

BY ADV. SRI.B.RENJITHKUMAR

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY**
   THE SECRETARY, HOME AFFAIRS, THIRUVANANTHAPURAM,
   THROUGH THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. **THE DEPUTY SUPERINTENDENT OF POLICE,**
   CHERTHALA.

3. **THE SUB INSPECTOR OF POLICE,**
   MARARIKULAM POLICE STATION.

4. **JAYANANDA MALLAN, S/O. VENKITESWARA**
   MALLAN, AGED 58 YEARS, KUNTHALATTU VEEDU,
   PERUNNERMANGALAM MURI, MARARIKKULAM VILLAGE,
   CHERTHALA TALUK, ALAPPUZHA DISTRICT.

5. **UPENDRA MALLAN, S/O. VENKITESWARA**
   MALLAN, AGED 52 YEARS, KUNTHALATTU VEEDU,
   PERUNNERMANGALAM MURI, MARARIKKULAM VILLAGE,
   CHERTHALA TALUK, ALAPPUZHA DISTRICT.

6. AMBI, AGED 58 YEARS, S/O. LATE
SUKUMARAN, AGED ABOUT 58 YEARS, ROHINI,
NORTH ARYAD MURI P.O., KOMALAPURAM VILLAGE,
ALAPPUZHA DISTRICT.

BY ADV. SRI.R.HARIKRISHNAN
SRI.SUDHEENDRAN. K.Y.
SMT.R.REMA
SRI.K.AJITH KUMAR
SRI.GEORGE SEBASTIAN FOR R6
GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF CRIMINAL COMPLAINT AS C.M.P.1311/07 DATED 26.2.2007 BEFORE THE JUDICIAL FIRST CLASS MAGISTRATE COURT, MAVELIKKARA FILED BY THE PETITIONER.

EXT.P2: COPY OF REQUEST DATED 12.3.2007 FILED BY THE PETITIONER BEFORE THE RESPONDENTS 2 AND 3.

/TRUE COPY/

J.B. KOSHY and T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No.9288 of 2007(E)

Dated this the 27th day of March, 2007

Judgment

Koshy, J.

This is a petition for police protection. A counter affidavit was filed by the 6th respondent relating the allegations and also stated that he attached the property before the judgment from the civil court and for anticipatory criminal complaint he got anticipatory bail also. Civil court decree can be executed according to law through civil court. Govt.Pleader submitted that the petrol pump is very near to the police station. If any threat is there, petitioner can approach the police station and police has to give necessary protection in running the petrol pump. We are not expressing any opinion regarding the merits of the disputes between the parties but we only direct the police to see that law and order is maintained and take appropriate action

as and when complaint is received. With the above directions this writ petition is disposed of.

J.B.KOSHY
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

prp

J.B. KOSHY AND
T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) No./2007

Judgment

Dated:21st March, 2007